THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO.17045 of 2006

18th August 2006

Between:

N.Ramachandra Reddy, Works Contractor, Mahaboobabad, Warangal District.

...PETITIONER

AND

1. The Commercial Tax Officer, Mahaboobabad Circle, Warangal District.

And two others.

...RESPONDENTS

THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO.17045 of 2006

ORDER: (Per the Hon'ble Mr Justice B.Prakash Rao)

Heard both the sides.

At their request, the Writ Petition itself is taken up for disposal at the stage of admission.

The petitioner seeks a Writ of Certiorari, *inter alia*, seeking to assail the order dated 30.12.2005 in CCT's Ref.No.LV(4)/1204/2005 passed by the Appellate Authority rejecting the stay application in regard to the collection of disputed tax of an amount of Rs.6,26,902/- (Rupees six lakh twenty six thousand nine hundred and two only) and Rs.5,31,574/- (Rupees five lakh thirty one thousand five hundred and seventy four only) for the assessment years 1998-99 and 1999-2000, pending the appeal, which was filed substantially.

Having heard on either side and on perusal of the material available on record, it is seen that since the main appeal itself is pending, it would suffice in the interest of justice to dispose of the Writ Petition by granting stay, pending disposal of the said appeal subject

to the condition that the petitioner deposits 50% of the disputed tax within a period of four (4) weeks from today.

Subject to the above, the Writ Petition is disposed of. No costs.

It is needless to mention that the amount, if any, already paid will be given credit to.

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(B.PRAKASH RAO, J)

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(RAMESH RANGANATHAN, J)

18th August 2006
RRB

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